

**A RESOLUTION
BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH ADS, LLC f/k/a ADS CORPORATION D/B/A ADS ENVIRONMENTAL SERVICES LLC FOR FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS AND SEPARATE SANITARY SEWERS PROJECT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT FOR TIME ONLY AND NO ADDITIONAL FUNDING; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did enter into an Agreement with ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC ("ADS") for FC-7710-04, Flow Measurement in Combined Sewers and Separate Sanitary Sewers; and

WHEREAS, the term of the agreement is for a period of two (2) years, with three (3) one (1) year renewal options at the City's sole discretion; and

WHEREAS, the City did enter into Amendment Agreement No. 1 with ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC pursuant to Resolution 05R1847 adopted by City Council and approved by the Mayor; and

WHEREAS, the term of the Agreement has a base year expiration date of October 28, 2006; and

WHEREAS, a ninety (90) day extension was executed giving the Agreement a new expiration date of January 26, 2007; and

WHEREAS, Renewal Agreement No. 1 has a renewal a term of January 27, 2007 to January 26, 2008 pursuant to Resolution No. 06-R-2297; and

WHEREAS, Renewal Agreement No. 2 has a renewal a term of January 27, 2008 to January 26, 2009 pursuant to Resolution No. 08-R-0105 ; and

WHEREAS, ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC has performed the contracted services to the satisfaction of the Department of Watershed Management and the City; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer recommend Renewal Agreement No. 3 for FC-7710-04, Flow Measurement in Combined Sewers and Separate Sanitary Sewers, with ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC with no additional funding.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to enter into Renewal Agreement No. 3 with ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC ("ADS") for FC-7710-04, Flow Measurement in Combined Sewers and Separate Sanitary Sewers.

BE IT FURTHER RESOLVED, the term of Renewal Agreement No. 3 is for one (1) year from January 27, 2009 to January 26, 2010 with no additional funding.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, that this Agreement will not become binding on the City, and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk, and delivered to ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC.

LEGISLATIVE SUMMARY

FC-7710-04, Flow Measurement in Combined Sewer and Separate Sanitary Sewers, Renewal No. 3

TO: (City Utility Committee)

CAPTION

Committee Meeting Date:	December 9-10, 2008				
Council Meeting Date:	January 5, 2009				
Legislation Title:	FC-770-04, Flow Measurement in Combined Sewer and Separate Sanitary Sewers, Renewal No. 3				
Requesting Dept.:	Department of Watershed Management				
Contract Type:	(Professional Service)				
Advertisement:	6/6/04 & 6/13/04 AJC 6/3/04 Atlanta Daily World				
Bids/Proposals Due:	7/21/04				
Invitations Mailed:	121				
Bids/Proposals Received:	5				
Bidders/Proponents:	ADS, LLC, f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC Metals & Materials Engineers R.D. Zande & Associates US 3 Utility Systems Science and Software Woolpert				
Contractor:	ADS, LLC f/k/a ADS Corp d/b/a ADS Environmental Services LLC				
Estimated Value:	Time Only				
Scope Summary:	To provide professional engineering and technical services of combined and sanitary sewer systems				
Background:	<table><tbody><tr><td>Original Agreement</td><td>\$1,354,788.95</td></tr><tr><td>Amendment No. 1</td><td>\$895,972.86</td></tr></tbody></table>	Original Agreement	\$1,354,788.95	Amendment No. 1	\$895,972.86
Original Agreement	\$1,354,788.95				
Amendment No. 1	\$895,972.86				

Renewal No. 1	\$1,581,550.00
Renewal No. 2	\$.00
Amendment No. 2	\$1,500,000.00
Renewal No. 3	Time Only

Evaluation Team: Representatives from the Department of Watershed Management

Term of Contract: Two (2) year, with three (3) one (1) year renewal option

Base term	10/29/04-10/28/06
90 day extension	10/29/06-01/26/07
Renewal No. 1	01/27/07-01/26/08
Renewal No. 2	01/27/08-01/26/09
Renewal No. 3	01/27/09-01/26/10

Fund Account Centers: No additional funding

Prepared By: Sean Holloway

Contact Number: 404-330-6608

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH ADS ENVIRONMENTAL SERVICES FOR FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS AND SEPARATE SANITARY SEWERS PROJECT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT FOR TIME ONLY AND NO ADDITIONAL FUNDING; AND FOR OTHER PURPOSES.

Council Meeting Date: January 5, 2009

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to exercise the final renewal option for this Agreement.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

ADS Environmental Services has provided professional engineering and technical services of the Department of Watershed Managements combined sewer and sanitary sewer systems. Services include visual inspections of the sewers at monitoring locationss; recommendations for alternative monitoring locations; flow and rainfall monitoring; flow data collection, correction and delivery; quality control and assurance of the data; and record keeping.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Services
- (b) **Source Selection:** N/A
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** Two (2) years, with three (3), one (1) year renewal options.

4. Fund Account Center (Ex. Name and number): #5051- WATER & WASTEWATER REVENUE.
170212-DWM WASTEWATER COLLECTION. 5213001-CONSULTANT & PROFESSIONAL SERVICES-
TECHNICAL -OTHER .4310000 -SANITARY ADMINISTRATION.

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant N/A

6. Fiscal Impact: Time Only- No additional funding.

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Cynthia P. Brinkley



SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE., SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
ROBERT J. HUNTER
Commissioner

November 13, 2008

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Robert J. Hunter, Commissioner *Robert J. Hunter*
Department of Watershed Management

RE: **Legislative Request for Renewal No. #3 –
FC-7710-04, Flow Measurement in Combined Sewer and
Separate Sanitary Sewers
Contractor: ADS Environmental Services, LLC**

The Department of Watershed Management is requesting to exercise renewal option 3 for **FC-7710-04, Flow Measurement in Combined Sewer and Separate Sanitary Sewers** with ADS Environmental Services, LLC.

The terms and conditions shall remain the same under this contract.

Your continued cooperation and assistance is greatly appreciated.

Should you have any questions concerning this matter, please feel free to contact Cynthia P. Brinkley, Contracting Officer, Sr., at (404) 330-6096.

/cpb

C: Sheila C. Pierce, Deputy Commissioner – DWM
David St. Pierre, Deputy Commissioner – BWTC
Cathy Martin, Deputy Chief Procurement Officer – DOP
Alan Stillwell, Director – BWTC/Treatment & Collections
Gwendolyn J. Carswell, Watershed Manager - DWM
Charlene Brimidge, Watershed Manager – BWTC
Reginald Wells, Watershed Manager - BWTC
Belinda Cross, Management Analyst - BWTC
Yakima Hayes, Administrative Analyst Principal – BWTC
Sean D. Holloway, Contracting Officer – DOP
Cynthia P. Brinkley, Contracting Officer, Sr. - DWM



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2004 AUG 23 PM 4: 50

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE SW, SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director
Office of Contract Compliance

DATE: August 23, 2004

RE: Recommendation for FC 7710-04, Flow Measurement in Combined
Sewers and Separate Sanitary Sewers (RFP)

The Office of Contract Compliance has reviewed the five (5) proposals for minority and female business enterprise participation. All five bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances and have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize AABEs and FBEs as indicated below:

ADS Environmental Services

Cole Financial Services	FBE 17%
Computer Mainstream Corp.	AABE 17%
Participation Total	34%

Woolpert, LLP

Ebony Glass & Mirror	AABE 10%
Q Solutions, Inc.	FBE 24%
Participation Total	34%

Metals & Materials Engineers

Parallax, Inc.	FBE 30%
Atlanta Utility Constructors, LLC	AABE 17%
Participation Total	47%

Adam L. Smith
August 23, 2004
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R.D. Zande & Associates, Inc.

REI Drayco, Inc.	AABE 18%
<u>Eagle Environmental Group, Inc.</u>	<u>FBE 21%</u>
Participation Total	39%

Utility Systems, Science and Software

Technology Resource Center, Inc.	HBE 35%
<u>All Points Logistics, Inc.</u>	<u>NABE 17%</u>
Participation Total	52%

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Stacy Wilbon, DOP

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____

Committee(s) of Purview: _____ City Utilities _____

Chief of Staff Deadline: _____ November 26, 2008 _____

Anticipated Committee Meeting Date(s): _____ December 9, 2008 _____

Anticipated Full Council Date: _____ January 5, 2009 _____

Legislative Counsel's Signature: _____

Commissioner Signature: _____

Chief Procurement Officer Signature: _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH ADS, LLC FORMERLY KNOWN AS ADS CORPORATION D/B/A ADS ENVIRONMENTAL SERVICES, LLC FOR FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS AND SEPARATE SANITARY SEWERS PROJECT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): No additional funding

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 11/26/08 Reviewed by: [Signature]
(date) (date)

Submitted to Council: _____
(date)